



IFW

IN THE UNITED STATE PATENT AND TRADEMARK OFFICE

In re application of : Maohua Dong
Application No. : 10/824,511
Filed : 04/14/2004
For : CHILD RESISTANT CLOSURE SYSTEM
INCLUDING REVERSIBLE CAP AND
CONTAINER
Examiner : Unknown
Our File No. : 4990.003

**PETITION TO MAKE SPECIAL
BECAUSE OF ACTUAL INFRINGEMENT (M.P.E.P. §708.02)**

Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Commissioner:

Applicant hereby petitions to make this application special because of actual infringement,
pursuant to M.P.E.P. §708.02(II).

Accompanying Material

Accompanying this Petition is:

1. Declaration by Applicant of Facts in Support of Petition to Make Special on the
Grounds of Actual Infringement.
2. Fee 37 C.F.R. §1.17(i).

The fee required is to be paid by the enclosed check for \$130.00.

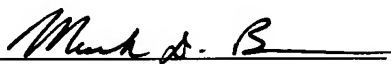
Applicant: Maohua Dong
Serial No. 10/824,511
Page 2 of 2

3. Prior Art References.

The relevant prior art has been provided with the Application in an Information Disclosure Statement.

Respectfully submitted,

Date: 6/1/05


Mark D. Bowen, Esquire
Reg. No. 39,914
Stearns Weaver Miller Weissler Alhadeff
& Sitterson, P.A.
200 East Broward Boulevard, Suite 1900
Fort Lauderdale, FL 33301
Ph: (954) 462-9500



IN THE UNITED STATE PATENT AND TRADEMARK OFFICE

In re application of : Maohua Dong
Application No. : 10/824,511
Filed : 04/14/2004
For : CHILD RESISTANT CLOSURE SYSTEM
INCLUDING REVERSIBLE CAP AND
CONTAINER
Examiner : Unknown
Art Unit : 3727
Our File No. : 4990.003

**DECLARATION OF FACTS IN SUPPORT OF PETITION TO MAKE SPECIAL
BECAUSE OF ACTUAL INFRINGEMENT (M.P.E.P. §708.02)**

Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Commissioner:

I, Maohua Dong, as the inventor identified in the above referenced patent application,
declares the following:

1. Upon information I have obtained, it is my belief that there is actual infringement occurring in the market. More particularly, a vial having a child resistant closure system with a reversible cap as disclosed and claimed in the above-referenced application is on sale by a third party.
2. I have made or caused to be made a careful and thorough search of the prior art or has a good knowledge of the pertinent prior art.

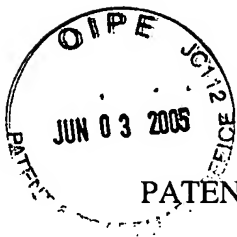
Applicant: Barrington A. Morris
Serial No: 10/833,653

3. A rigid comparison of the alleged infringing product with the claims of the application has also been made, and in my opinion one or more of the claims are being infringed.
4. A copy of each of the references deemed most closely related to the subject matter encompassed by the claims are already of record.

I declare further that all statements made herein of my own knowledge are true; that all statements made herein on information and belief are believed to be true; and further that these statement were made with the knowledge that willful, false statements and the like are punishable by fine or imprisonment, or both, under §1001 of Title 18 of the United States Code and that such willful, false statements may jeopardize the validity of this application and any registration resulting therefrom.

DATED this 23 day of May, 2005.

By: Maohua Dong
Maohua Dong



PATENT APPLICATION: **CHILD RESISTANT CLOSURE SYSTEM INCLUDING
REVERSIBLE CAP AND CONTAINER**
FILE NO.: **4990.003**

CERTIFICATE OF MAIL

I HEREBY CERTIFY that the following correspondence ***PETITION TO MAKE
SPECIAL; DECLARATION OF FACTS IN SUPPORT OF PETITION TO MAKE SPECIAL;
CHECK IN THE AMOUNT OF \$130.00 FOR FILING FEE; and RETURN POSTCARD FOR
CONFIRMATION OF RECEIPT*** is being deposited with the United States Postal Service, with
sufficient postage, in an envelope addressed to: Mail Stop Patent Application, P.O. Box 1450,
Alexandria, VA 22313-1450, on this 1ST day of JUNE, 2005.

I hereby declare that all statements made herein of my own knowledge are true and that all
statements made on information and belief are believed to be true; and further that these statements
were made with the knowledge that willful false statements and the like so made are punishable by
fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code.

Mark D. Bowen

Date: 6/1/05

Stearns Weaver Miller
Weissler Alhadeff & Sitterson, P.A.
200 East Broward Boulevard, Suite 1900
Fort Lauderdale, Florida 33301
(954) 462-9500